

GENERAL AND REVENUE SECRETARIAT.

1908
(Muzrai)

File No. 3-1908

Serial Nos. 1-5

Papers Filed.

Month December 1908.

SUBJECT.

Institution of a suit in a civil court at
Madura against the chepore durbar by
Sethuram Char and others of Madura.

PREVIOUS REFERENCES.

177-03-04
Muz F 57 of 1892.
53 of 1906 Sl. 1-7.

LATER REFERENCES.

Muz F 3 of 1908 Sl. 6-10.

Asst. Secy.

GENERAL AND REVENUE SECRETARIAT

(Muzrai)

NOTES.

File No. 3.

FILE HEADING.

*Substitution of a Suit in a civil court at Madurai
against the Mysore Durbar by Setturva Char
and others of Madurai.*

From

Joint St. to the Hon'ble the Resident in Mysore.

No. 4579

Dated 2.9.1908

Received 2.9.08

Diary No. 994

Enclos.

Spare Copies

Serial No. /

BRIEF ABSTRACT OF LETTER.

*Requests to be furnished with a full statement of facts connected
with a representation made to H. E. the Viceroy & Governor General of
India by Setturva Char and others in the matter of their claim to the
office of Dooda Parpathya in the Sri Vyasaraya Swami Matt & to the
management of the Matt and its endowments*

NOTES AND ORDERS.

Notes—First sheet

Muzrai Secretariat

File No.

of 190

Note continued

The approved Draft was issued under no 2111, dated 30th October 1907, directing the Govt Agent of the Sri Krasnaya Swami matt to submit a report regarding the particulars of imm lands of the matt situated in the ^{Madura} ~~Madras~~ District of the Madras Presidency. The report has not yet been received.

A communication has now been received from the Presidency, stating that one Setuapah of Madura has memorialised H. E. the Viceroy and Governor-General of India in Council claiming the hereditary office of Doddaparpatta of the matt and of the emoluments appertaining thereto and also the right to the collection of rents and profits of the villages of Ayypa, Erampatt and Arapalyam, and also complaining of the Govt Order of the 2nd August 1908 (1907?).

File No.

3

of 1908

Muzrai Secretariat

declining to recognise the above claims. The
First Assistant to the Honble the Resident further
states that the ^{Honble the} Resident will be pleased to be favoured
with full information as to the facts of the case.

Submitted with 2 Dpts to the Secy 11/9/08
 11/9/08
 203
 14.9.08
 Submitted to the Secy 11/9/08
 14.9.08

~~Approved~~. The draft to the Residency
 maybe improved - The facts are
 clearly set forth in the Muzrai
 Secretary's memo

Draft Submitted Secretary

19.9.08
 Draft - lined up, 2 mts
 to serve the 2 Dpts 21.9.08

maybe approved

27
 24.9.08

14/9/08
 14/9/08

14/9/08
 21/9/08

10467
 21.9.08

File No 3 of 1908.

Submitted to His Highness.

I submit for information, a letter received from the Residency requesting to be furnished with a full statement of facts connected with a representation made to His Excellency the Viceroy and Governor General of India by one Sethuvachar of Madura in the matter of the claim to the office of Doda Parpatyam in the Sri Vysranyaswami Matt and to the management of the Matt and its endowments. A draft of the reply proposed to be sent is also submitted.

A similar claim made by one H.S. Gopalaswami Rao, apparently the son of the petitioner Sethuvachar referred to in the Residency letter was disposed of under His Highness' orders of the 19th July 1907.

24/9/1908



Serial
No

70

The First Assistant to the Hon'ble the Resident

No 48/3 08-2 D/ 6 10 08

Furnishes with a full statement of the facts of the case relating to the non-recognition by the Mysore Govt of the right of Setuwar and ~~others~~ his descendants to the Dodda Parpatyam of the Sri Kysaroyaswami Matt and to the management of its endowments

To

The Govt Agent of the Kysaroyaswami Matt.

No 47/3-08-3, D/ 6 10 08

Directs that he should inspect the 3 villages of Aygon, Erampatti, and Arapalyam in the Madura Dt belonging to the Matt, and referred to in the Residency letter, and submit a detailed report regarding Setuwar's right to the management of those villages

From

The First Assistant to the Hon'ble the Resident

No 6449, D/2.12.08

Forwards copy of the certificate granted by the Govt of India, Foreign Department, intimating consent of the ~~Secretary~~ and Governor-General of India in Council to a suit being instituted in a Civil Court at Madura against the Mysore Durbar by Setuwar and others in respect of the management

Serial
No.

Recd. We should be prepared
to defend the Sicut

KKK
11/12/08
B-12
- 11/12/08

5 To. The Govt. of Madras.
No. 415 D/10.12.08

Forwards Copy of S.L. 4 and
directs the early submission of the
report re the management of the
endowment villages of the Sri Soale
Vyasarajawami Math in the
Madura District.

Vol: 28

2-9

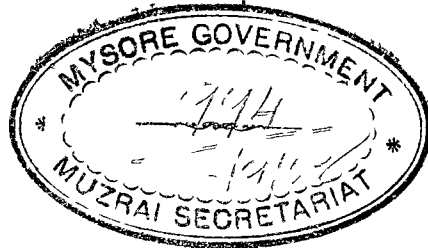
No 4579

Order of 1908 SL/

FROM

P L. MOORE, Esq., I C. S.,
OFFG. FIRST ASSISTANT TO THE RESIDENT IN MYSORE

The Dewan of Mysore.



Dated Bangalore, 21st September 1908.

SIR

One Sethuvachar of Madura, Madras Presidency, and his son and grandson have by a petition dated 29th July 1908, represented to His Excellency the Viceroy and Governor-General in Council, that they are entitled, as holders of the Office of "Dodda Parpatyam" in the Sri Vyasa Raja Swami's Mutt in the Mysore State to the management and supervision of the said Mutt and its endowments, to collect the rents and profits of the villages of Ayyoor, Errampatty and Arapalayam in the Mad District belonging to the said Mutt and to otherwise exercise their rights as hereditary mirasi holders of the said office. They allege that their ancestors held the hereditary office in question and enjoyed the emoluments appertaining thereto, that the Mysore Government by an order dated 2nd August 1908 refused to recognise the hereditary rights of the petitioners to the Office of "Dodda Parpatyam" and are attempting to interfere with their management of the mutt and its endowment and that in consequence the tenants of the 3 villages in the Madura District aforesaid, refuse to recognise the petitioners right of management and are misappropriating the rents and profits therefrom.

The Resident will be glad to be favoured with full

Put up references
at once -
in S. Gopalaramaiah's file
& submit with note encl 12
1908
by

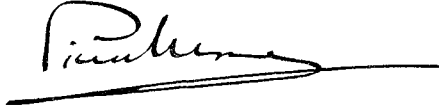
1907

full information as to the facts of the case.

I have the honour to be,

S i r,

Your most obedient servant,



Offg: First Assistant Resident.

AM

S.I.

2

No 46

Muz 3-08-2

The First Assistant to the
Honble the Resident in Mysore

27 6 10. 1902 Encl 5, Sir,

I am directed to acknowledge ^{the} receipt of your letter No 4579, dated ^{the} 2nd September 1902, ~~calling~~ ^{requesting} to be furnished with ~~the~~ a full statement of the facts connected with the Memorial submitted to H E the Viceroy and Governor-General of India in Council by Setuvaran of Madras and his ^{son} ~~son~~ ^{and grandson}, complaining of the non-recognition by the Mysore Govt of their hereditary claims to the office of Sodhakarappa of the Sri Khasarajaswami Math in the Mysore State and to the emoluments attached thereto, and in reply, ^{there} to state as follows:—

2. The Sri Khasarajaswami Math is one of the three important

Vaishnavite Maths in the Mysore State.

It is endowed with a cash grant of Rs 3,997-12-0 per annum from the Govt and also ^{possesses} ~~owns~~ extensive land inams not only in the Mysore State but in the Madras Pres.ⁿ as well.

3. As it was brought to notice that the cash grant endowed to the Institution was not being utilised exclusively towards the fulfilment of the object of the grant, the Govt in their Pro: No. 190-1, dated 27th August 1894, directed the attachment of the allowance in question. As the Math affairs continued to be mismanaged and as the High Priest of the Math, was annoyed with the importunities of creditors, he desired the Govt to take over temporarily the management of the Math lands and other endowments

Vide printed copy herewith

A printed copy is put up
for ready reference

in the Mysore State This request
was complied with in Govt Pro:
no 2443-23, dated 30th May 1903,
and as this arrangement was
found to work satisfactorily,
the High Priest made over the
math-lands in the Madras Pres¹
also to the management of this
Govt Vide Govt Pro. no 2474-5,
dated 16th January 1905, a printed
copy of which is attached hereto.
Thereupon, the Govt appointed
one Mr M Raghavendra Rao,
who was formerly 1st class Com-
missariat Transport Agent,
and Superintendent, Commissariat
Cattle Depot, as Govt Agent of the
Sir Kysanajayarami Math under
a duly constituted Power of
Attorney to look after the extensive
lands and other concerns of the
math. The Govt Agent has been
working in the Madras Pres¹

Vide Govt Pro no 2737-46, dated
30th Janr. 1906, a printed copy
of which is put up

and enquiring into and reporting
to Govt on the condition of the
several endowment villages,
many of which have been alienated
to strangers or have been leased out
for inadequate sums, and is taking
needful steps under the orders
of Govt to set right the affairs
of the Math.

4. There are no references
in this Office to show that Seturajhan
the present Memorialist to His Excellency
ever addressed this Govt regarding
his claims. One M. S. Gopalasami Rao
of Dharaipuram, who is apparently
the son of this Seturajhan, had
petitioned the Govt in 1905, praying
for the recognition of his alleged
hereditary right to the office of
"Doddapa patta" or Chief Treasurer
of the Sri Khasarajpervanni Math and
also for the payment of an annual
hereditary allowance of Rs 120/-.

This prayer was finally rep^d by Govt in their order of the 2nd August 1907, referred to in the letter under reply.

5. As regards the evices under which the aforesaid orders were passed, I am to state that it would appear that shortly before the cash allowance of the Matt was brought under attack ~~not~~ as stated in para 3 supra, the said Gopalasami Rao made himself odious to the High Priest who dispensed with his services as Munkhami or Agent of the Matt. ~~He~~ He then applied in 1893 to the Muzrai Secretary for re-instatement and was informed that the power of appointing him lay with the High Priest who could not be asked by Govt to appoint any particular person

Since then, he along with a few others, began to address numerous petitions to Govt. bitterly complaining of the gross mismanagement of the Math and its endowments and went even so far as to request Govt. not to release the attachment of the cash allowance of the Instⁿ. He also ceased to work in the Math and under the Math's authority, and has been keeping an office of his own and corresponding with the Collectors, ~~that~~ ^{what} does ...? with the Govt in the Math's name in the British Territories styling himself Agent of the Math, commentaries on the acts of the Math and so on.

6. When however Mr. M.

Raghavendra Rao was appointed Govt. Agent, ~~with special reference to~~
~~the Math and its endowments~~ ^{the Math's} ~~and its endowments~~

Gopalasami Rao took a
 bit and petitioned Govt. represent-
 ing that the office of Chief Manager
 of the ... had been hereditary
 in his family and quoted the
 authority of ... he said to
 have been granted to his ancestors
 by a previous High Priest of the
 Math in that behalf. He further
 stated that he was instrumental
 in bringing the office of the Math
 under Govt. management and was
 there a considerable time of the
 service ... his family, ...
 the ... of ... the
 ... of the ...
 he ...
 ...
 ... the ...
 also consulted in the matter. He

latter stated to the effect that

Gopalasami Rao had no hereditary

but the result was
 unfavourable to
 the petitioner.
 According to the High
 Priest

right to the Agency or Panchayatship
of the Math, and ~~that~~ ^{the High Priest} he did not
wish that the petitioner should be
employed in that capacity.

7. ~~Considering~~ ^{Having regard to} the conduct and
attitude of Gopalasami Rao towards
the Math and his quarrelsome temper,
and also ^{to} the fact that he was one
of the dismissed servants of the
Math, who when in office, were
responsible for bringing the affairs
of the Math to an unsatisfactory
condition, the Govt. ^{of Madras} ~~were~~ ^{of the Maharaja} of opinion that it was not possible
to recognise his hereditary claims which
were repudiated by the High Priest
~~and~~ ^{or} to give him any active part
in the management of the Math affairs.

8. As Gopalasami Rao had
however many old documents
of the Math in his possession
and had some knowledge ~~of~~ ^{of} the
details of the Math's endowments

both here and in the Madras Pres
their leases and unauthorised
alienations the rents to be recovered
and so on, the Govt. ^{were of opinion} ~~thought it~~
~~best to utilise his knowledge and~~
~~experience in the~~ ^{might be utilised for use in} ~~the~~
affairs of the matter
which has been taken under Govt
arrangement as far as in para.
2 supra may not easily afford
him a just app of her services
in the various sections of
Govt. on certain conditions
~~that is the amount to~~
~~advice to him to give up~~
~~of his services and~~ ^{initially, on}
condition that he should give up
all the documents and accounts
he had relating to the matter,
retaining only such as were ad-
dressed to himself and his fore-
fathers, that he should also
give up the office kept by him and
have nothing to do with the

management of the M.A. or of its affairs, and that he should not correspond with anyone regarding them. ^{but this} ~~this offer~~ ^{having been} ~~was not acceptable~~, was withdrawn, but he urged that he should not be pressed to give up his claim to the hereditary chieftainship of the M.A., and requested that he might be given a month's leave of absence so that he might retire into private life with that allowance. This last request was not granted by Govt. He then memorialised H.H. the Maharaja, and these also his prayer was rejected, and the fact was intimated to Gopalasami Per. by means of the Endowment dated 2nd August 1907, referred to above.

4 As regards the complaint that the tenants of the villages of Aygon, Erampa₂ and Arapalyam in the Madura District of the

And an endorsement dated on the 28 Aug 1907 (by the Govt) declining to recognize his claims.

Madras Pres.^y ^{well.} ~~and~~ misappropria-
ting the rents and profits
therefrom, I am to state that it
is learnt from the High Priest
that those villages had once been
leased out to one Anantachari,
father of Gopalaswami Rao,
but that the Govt. were to connect
with the transaction in the
file & as of late villages are
not in the possession of the
records in the High Priest
suspects that they might be
in the possession of Gopalaswami
Rao. The Rajahmundry Rao, Govt.
Agent of the matter has been
instructed to inspect the villages
in question at an early date
and report on the above points.
As the Math properties are
scattered in many districts of
the Madras Pres.^y the Govt. Agent

has not yet inspected those villages.
 He will ~~be~~ asked to inspect them
 at once and on receipt of his report,
 needful steps will be taken in
 the matter.

I have to,

B.
 19.9.1908

[Signature]
 Secretary
 19/9/08

[Signature]
 19/9/08

muzrai 2 A/15

15

Off. l. memorandum

cf 3

No 47 26/10/08

Druid 3-08-3

En

The accompanying copy of letter no 4579, dated 2nd Sept. 1908, received from the Joint Assistant to the Hon'ble the Resident in Mysore, calling for information re Setuachari's claim to the hereditary post of Doddaparpatta of the Sri Vyasa-ayazwami Math, is forwarded to the Govt Agent in continuation of this Office no. 2111, dated 30th October 1907, and he is directed to inspect at once ~~with the representative of the 3 Math~~ villages of Aygoor, Errampatta and Itapalyam in the Madras District ~~maybe inspected at~~ ^{submit} ~~one~~ and a detailed report ~~submitted~~ on the several allegations made by Setuachari relative to those villages and referred to in the Residency.

communication at an early
date

By order,

~~As~~
14/9/08

J. Secretary
14/9/08

14/9/08

31
23/12/08
3L2
U170
Copy of Certificate dated the 21st November 1908
granted by the Government of India, Foreign Department.

This is to certify that, under the provisions of
Section 133 of the Code of Civil Procedure, the Governor-General
in Council consents to a suit being instituted in a Civil
Court at Madras against the Mysore Duthar or Selhuvachar and
others of Madras, Madras Presidency, in respect of the manage-
ment of 3 villages in the Madras District which form a portion
of the endowment of the Vyasaraya Mut.

Mysore Resident's Office,
Bangalore, dated 2nd December 1908.

21/12/08 No. 6449.
3-12-08. D288
Muz F 3-08-4

A copy of the foregoing certificate is forwarded to
of Mysore.
the Government of His Highness the Maharaja, for information,
with reference to Mr. Chandrasekhara Iyer's letter No. 46,
dated the 5th October 1908.

X7
A

Certified true copy
a.
G. L. Iyer

T. G. Iyer

Mysore Assistant Resident.

Muzreni

Official memorandum

No. 413
3-08-08
10th 11th 12th

In continuation of this Office No. 47/Muz.F. 3-08-3, dated 6th October 1908, the Govt. Agent of the Sri Vyasanoyaswami Math is informed that a communication has been received from the Residency intimating that a certificate has been granted under Sec. 433 of the C.P.C. by the Governor General consenting to a suit being instituted in a civil court at Madurai against the Mysore Durbar by Sethuapathi and others of Madurai in respect of the management of the 3 villages of Kyppor, Erampatty and Arapalayam in the Madurai Dt. which form a portion of the endowment of the Sri Vyasanoyaswami Math. ~~Herewith~~. The Govt. Agent is therefore directed to expedite the submission of the report already called for on the subject.

By Order
on
9.12.
9.12.08 for Secretary